

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:	)	
	)	<b>Jointly Administered at</b>
MID-VALLEY, INC., <i>et al.</i> ,	)	<b>Case No. 03-35592-TPA</b>
	)	
Debtors.	)	
	)	
MID-VALLEY, INC., <i>et al.</i> ,	)	<b>Chapter 11</b>
	)	
Movants,	)	
	)	
	)	
vs.	)	
	)	
(NO RESPONDENTS),	)	
	)	
Respondent(s).	)	

**TRUSTEE’S EXPEDITED MOTION TO FILE UNDER SEAL  
THE FINANCIAL STATEMENTS IN SUPPORT OF ANNUAL REPORT  
OF THE DII INDUSTRIES, LLC SILICA PI TRUST**

The DII Industries, LLC Silica PI Trust (the “Silica PI Trust”), through its Trustee, Martin J. Murphy (“Silica PI Trustee”) and counsel Morgan, Lewis & Bockius LLP, hereby moves to file under seal the financial statements that are an exhibit to its Annual Report for the Year Ending December 31, 2020 (“Annual Report”). As grounds for this Motion, the Silica PI Trust avers the following:

1. Pursuant to the terms of the Confirmation Order for the Reorganized Debtors, the Asbestos PI Trust Documents and the Silica PI Trust Documents, the Silica PI Trust must file an annual report with the Court in compliance with the reporting requirements of the DII Industries, LLC Silica PI Trust Agreement (“Silica PI Trust Agreement”) dated January 20, 2005 and as amended April 19, 2007.
  
2. As set forth in Articles 2.2(c), 4.5(c), 5.6, and 6.5(b) of the Silica PI Trust Agreement, the Annual Report must provide (1) audited annual financial statements (filed under seal); (2) a claims

summary; (3) the compensation and expenses of the Silica PI Trustee; (4) the compensation and expenses of the members of the Silica Trust Advisory Committee (“Silica TAC”); and (5) the compensation and expenses of the Legal Representative.

3. As identified in the preceding paragraphs, the audited financial statements are to be filed under seal.

4. The Silica PI Trustee considers the audited financial statements to be confidential and proprietary to the Silica PI Trust.

5. In order to file the Annual Report in accordance with the Confirmation Order, the Asbestos PI Trust Documents, and the Silica PI Trust Documents, the Silica PI Trustee asks the Court to permit him to file the financial statements under seal.

6. The Silica PI Trustee will serve a copy of the financial statements on counsel of record along with a copy of the Annual Report.

WHEREFORE, DII Industries, LLC Silica PI Trust (the “Silica PI Trust”) asks the Court to permit it to file under seal the financial statements that are an exhibit to the Annual Report.

April 21, 2021

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*Attorneys for the  
DII Industries, LLC Silica PI Trust*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 21st day of April, 2021, a true and correct copy of the foregoing was served via electronic mail and/or First Class U.S. Mail to all parties listed in the following service list:

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